

AN ACT

ENTITLED, An Act to revise certain provisions relating to water development districts.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 46A-3A-2 be amended to read as follows:

46A-3A-2. The Central Plains water development district is hereby established. The Central Plains water development district includes all of Hand county; Franklin, Union, Banner, Spring Lake, Illinois, Eden, Valley, Douglas, Washington, Loomis, Lincoln, William Hamilton, Holabird, Highmore, and Bramhall townships in Hyde county; Peoria, Mentor, Bryon, Logan, Blunt, Bretton, Harrold, Buckeye, Dry Run, and Canning townships in Hughes county; Lake and Elk townships in Sully county; Enterprise, Freedom, Emerson, Fairview, Saratoga, Pulaski, Myron, Devoe, Wesley, Bryant, Tamworth, Lafoon, Centerville, Pioneer, Orient, Arcade, Hillsdale, and Zell townships in Faulk county; Exline, Redfield, Lodi, Frankfort, Lake, Tulare, Crandon, Lincoln, Buffalo, Garfield, Belmont, and Cornwall townships in Spink county; Nance, Bonilla, Altoona, Pleasant View, Whiteside, Allen, Broadland, Fairfield, Iowa, Wessington, Wolsey, Hartland, Theresa, Valley, Sand Creek, Vernon, Dearborn, Clyde, Custer, Burr Oak, Kellogg, Carlyle, Grant, and Clifton townships in Beadle County; and all municipalities that lie wholly or partially within the included area or that are contiguous to the included area.

Section 2. That § 46A-3A-5 be amended to read as follows:

46A-3A-5. The South Central water development district is hereby established. The South Central water development district includes all of Charles Mix, Brule, Buffalo, Bon Homme, Douglas, and Gregory counties and the portion of Lyman county south of the White river.

Section 3. That § 46A-3E-1 be amended to read as follows:

46A-3E-1. A water development district board of directors may levy taxes, not to exceed thirty cents per thousand dollars of taxable valuation in the district, for accomplishment of the purposes of chapters 46A-3A to 46A-3E, inclusive, and chapters 46A-1 and 46A-2. If an area is included in more

than one water development district, that area's tax levy payable to each of the water development districts shall be determined by multiplying the greater of the overlapping water development districts' levies by each water development district's taxing fraction. Each water development district's taxing fraction is determined by dividing that water development district's proposed tax levy for the overlapped area by the sum of all water development districts' levies for the overlapped area.

Section 4. That § 46A-3E-7 be amended to read as follows:

46A-3E-7. A water development district may assist or construct a water resources project only if it has entered into a contract with a project sponsor. The contract shall conform to the provisions of § 46A-2-3, which provides that specific areas shall finance those phases of water resources development that provide general benefits to people in such areas, that direct beneficiaries shall finance those phases of water resources development that provide water for their use or that project or enhance the value of their property, and that administrative jurisdiction and responsibility for the various phases of water resources development are related to such variable degrees of benefits.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1268

Chief Clerk
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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1268

File No. _____

Chapter No. _____

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Received at this Executive Office
this ____ day of _____ ,

19__ at ____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 19__

Governor

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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 19__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State